

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

NETLIST, INC.

v.

**SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA,
INC., SAMSUNG SEMICONDUCTOR,
INC.**

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CIVIL ACTION NO. 2:21-CV-00463-JRG

**MINUTES FOR JURY TRIAL DAY NO. 3
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP
April 18, 2023**

OPEN: 08:29 AM

ADJOURN: 05:24 PM

ATTORNEYS FOR PLAINTIFF: See attached

ATTORNEYS FOR DEFENDANTS: See attached

LAW CLERKS: Ryan Davies
Harris Huguenard
Jeffrey Jacobsen

COURT REPORTER: Shawn McRoberts, RMR, CRR

COURTROOM DEPUTY: Andrea Brunson, CP

TIME	MINUTE ENTRY
08:29 AM	Court opened.
08:29 AM	Exhibits used prior day read into the record.
08:31 AM	Jury entered the courtroom.
08:32 AM	Continuation of Plaintiff's case-in-chief:
08:32 AM	Continuation cross examination of Dr. Michael Brogioli by Mr. Cordell.
08:52 AM	Bench conference.
08:53 AM	Bench conference concluded.
08:53 AM	Continuation cross examination of Dr. Michael Brogioli by Mr. Cordell.
09:03 AM	Redirect examination of Dr. Michael Brogioli by Mr. Burgess.
09:18 AM	Recross examination of Dr. Michael Brogioli by Mr. Cordell.
09:29 AM	Completion of testimony of Dr. Michael Brogioli.
09:29 AM	Jury recessed for break.
09:29 AM	Recess.

TIME	MINUTE ENTRY
09:45 AM	Court reconvened.
09:46 AM	Jury returned to courtroom.
09:47 AM	Ms. Truelove introduced the video deposition of Mr. Jung Bae Lee.
09:56 AM	Video deposition of Mr. Jung Bae Lee concluded.
09:56 AM	Ms. Truelove introduced the video deposition of Mr. Kyungsoo Park.
10:06 AM	Video deposition of Mr. Kyungsoo Park concluded.
10:06 AM	Ms. Truelove introduced the video deposition of Mr. Indong Kim.
10:14 AM	Video deposition of Mr. Indong Kim concluded.
10:14 AM	Ms. Truelove introduced the video deposition of Mr. Jihwon Kim.
10:27 AM	Video deposition of Mr. Jihwon Kim concluded.
10:27 AM	Ms. Truelove introduced the video deposition of Mr. Hyun-Joong Kim.
10:34 AM	Video deposition of Mr. Hyun-Joong Kim concluded.
10:35 AM	Courtroom sealed.
10:36 AM	Ms. Truelove introduced the video deposition of Mr. Bruce Lo.
10:43 AM	Video deposition of Mr. Bruce Lo concluded.
10:43 AM	Ms. Truelove introduced the video deposition of Mr. Garret Davey.
10:47 AM	Video deposition of Mr. Garret Davey concluded.
10:47 AM	Courtroom unsealed.
10:47 AM	Ms. Truelove introduced the video deposition of Mr. Hunjoo Lee.
11:04 AM	Video deposition of Mr. Hunjoo Lee concluded.
11:05 AM	Ms. Truelove introduced the video deposition of Mr. Sung Joo Park.
11:09 AM	Video deposition of Mr. Sung Joo Park concluded.
11:09 AM	Ms. Truelove introduced the video deposition of Mr. Anson Tsui.
11:13 AM	Video deposition of Mr. Anson Tsui concluded.
11:13 AM	Witness sworn.
11:13 AM	Bench conference.
11:15 AM	Bench conference concluded.
11:15 AM	Direct examination of Mr. David Kennedy by Ms. Glasser.
12:00 PM	Bench conference.
12:01 PM	Bench conference concluded.
12:02 PM	Jury recessed for lunch.
12:02 PM	Recess.
01:10 PM	Court reconvened.
01:10 PM	Jury returned to courtroom.
01:11 PM	Continuation direct examination of Mr. David Kennedy by Ms. Glasser.
01:20 PM	Cross examination of Mr. David Kennedy by Mr. Cordell.
01:30 PM	Bench conference.
01:32 PM	Bench conference concluded.
01:32 PM	Continuation cross examination of Mr. David Kennedy by Mr. Cordell.
01:47 PM	Courtroom sealed.
01:48 PM	Continuation cross examination of Mr. David Kennedy by Mr. Cordell.
02:11 PM	Bench conference.
02:15 PM	Bench conference concluded.
02:16 PM	Continuation cross examination of Mr. David Kennedy by Mr. Cordell.

TIME	MINUTE ENTRY
02:46 PM	Redirect examination of Mr. David Kennedy by Ms. Glasser.
02:48 PM	Bench conference.
02:51 PM	Bench conference concluded.
02:51 PM	Courtroom unsealed.
02:52 PM	Continuation redirect examination of Mr. David Kennedy by Ms. Glasser.
02:59 PM	Bench conference.
03:01 PM	Bench conference concluded.
03:01 PM	Continuation redirect examination of Mr. David Kennedy by Ms. Glasser.
03:04 PM	Recross examination of Mr. David Kennedy by Mr. Cordell.
03:11 PM	Completion of testimony of Dr. David Kennedy.
03:11 PM	Jury recessed for break.
03:11 PM	Court directed counsel to meet and confer and jointly submit an updated proposed final jury instruction and jury verdict form by 3:00 PM tomorrow in Word format and electronically transmitted to Court staff.
03:13 PM	Recess.
03:27 PM	Court reconvened.
03:28 PM	Jury returned to courtroom.
03:28 PM	Plaintiff rested its case-in-chief.
03:28 PM	Defendants' case-in-chief:
03:29 PM	Witness sworn.
03:29 PM	Direct examination of Mr. Joseph Calandra by Ms. Smith.
04:02 PM	Bench conference.
04:03 PM	Bench conference concluded.
04:03 PM	Cross examination of Mr. Joseph Calandra by Ms. Glasser.
04:10 PM	Bench conference.
04:15 PM	Bench conference concluded.
04:15 PM	Continuation cross examination of Mr. Joseph Calandra by Ms. Glasser.
04:23 PM	Bench conference.
04:25 PM	Bench conference concluded.
04:26 PM	Continuation cross examination of Mr. Joseph Calandra by Ms. Glasser.
04:39 PM	Completion of testimony of Mr. Joseph Calandra.
04:39 PM	Ms. Smith introduced the video deposition of Mr. Ken Lee Hyun.
04:59 PM	Video deposition of Mr. Ken Lee Hyun concluded.
04:59 PM	Bench conference.
05:03 PM	Bench conference concluded.
05:03 PM	Ms. Smith introduced the video deposition of Mr. Mario Martinez.
05:07 PM	Video deposition of Mr. Mario Martinez concluded.
05:07 PM	Bench conference.
05:08 PM	Bench conference concluded.
05:08 PM	Ms. Smith introduced the video deposition of Mr. Hyun Joong Kim.
05:10 PM	Objection raised. Video deposition stopped.
05:10 PM	Bench conference.
05:12 PM	Bench conference concluded.
05:12 PM	Continuation video deposition of Mr. Hyun Joong Kim.
05:22 PM	Video deposition of Mr. Hyun Joong Kim concluded.

TIME	MINUTE ENTRY
05:22 PM	Court provided instructions to the jury.
05:23 PM	Jury recessed for the day until 8:30 AM tomorrow.
05:24 PM	Court adjourned.